

By: Rose

H.B. No. 1034

A BILL TO BE ENTITLED

AN ACT

1
2 relating to notification provided by certain health care
3 professionals to students and parents or guardians of students who
4 participate in extracurricular sports activities sponsored or
5 sanctioned by the University Interscholastic League.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subchapter D, Chapter 33, Education Code, is
8 amended by adding Section 33.090 to read as follows:

9 Sec. 33.090. NOTIFICATION BY CERTAIN HEALTH CARE
10 PROFESSIONALS CONCERNING INJURIES RESULTING FROM HEAD TRAUMA. (a)
11 A physician, physician assistant, or nurse practitioner who
12 examines a student to determine the student's physical fitness to
13 participate in a sports activity sponsored or sanctioned by the
14 University Interscholastic League shall provide the student and the
15 student's parent or guardian with written notification, in the form
16 and with the specific content adopted jointly by the agency, the
17 Department of State Health Services, the Texas Traumatic Brain
18 Injury Advisory Council, and the University Interscholastic
19 League, that explains:

20 (1) the risk of secondary injury resulting from head
21 trauma suffered during a sports activity;

22 (2) the types of secondary injury that may occur; and

23 (3) the symptoms of secondary injury.

24 (b) A physician, physician assistant, or nurse practitioner

1 who examines a student because the student has been injured in a
2 sports activity sponsored or sanctioned by the University
3 Interscholastic League shall provide the student and the student's
4 parent or guardian with the written notification required under
5 Subsection (a).

6 SECTION 2. This Act applies beginning with the 2005-2006
7 school year.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2005.